

UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF PENNSYLVANIA

DARIOUS FERGUSON :  
Petitioner : CIVIL ACTION NO. 3:21-0738  
v. : (JUDGE MANNION)  
WARDEN HAIDLE, :  
Respondent :

**ORDER**

In accordance with this Court's memorandum issued this same day, **IT**  
**IS HEREBY ORDERED THAT:**

1. The petition for writ of habeas corpus pursuant to [28 U.S.C. §2254](#) is **DISMISSED** without prejudice.
2. A certificate of appealability is **DENIED**.
3. The Clerk of Court is directed to **CLOSE THIS CASE**.

*s/ Malachy E. Mannion*  
**MALACHY E. MANNION**  
United States District Judge

**DATE: April 28, 2021**

21-0738-01-Order